

House File 259

S-3111

1 Amend House File 259, as passed by the House, as follows:

2 1. Page 1, by striking line 1 and inserting:

3 <Section 1. Section 84A.5, subsection 4, Code 2021, is  
4 amended to read as follows:

5 4. The division of labor services is responsible for the  
6 administration of the laws of this state under [chapters 88,](#)  
7 [88A, 88B, 89, 89A, 89B, 90A, 91, 91A, 91C, 91D, 91E, 92, 94,](#)  
8 [and 94A,](#) and [sections 73A.21 and 85.68.](#) The executive head of  
9 the division is the labor commissioner, appointed pursuant to  
10 section 91.2.

11 Sec. \_\_\_\_\_. Section 91.4, subsection 2, Code 2021, is amended  
12 to read as follows:

13 2. The director of the department of workforce development,  
14 in consultation with the labor commissioner, shall, at the  
15 time provided by law, make an annual report to the governor  
16 setting forth in appropriate form the business and expense of  
17 the division of labor services for the preceding year, the  
18 number of remedial actions taken under [chapter 89A,](#) the number  
19 of disputes or violations processed by the division and the  
20 disposition of the disputes or violations, and other matters  
21 pertaining to the division which are of public interest,  
22 together with recommendations for change or amendment of the  
23 laws in [this chapter](#) and [chapters 88, 88A, 88B, 89, 89A, 89B,](#)  
24 [90A, 91A, 91C, 91D, 91E, 92, 94,](#) and [94A,](#) and [section 85.68,](#)  
25 and the recommendations, if any, shall be transmitted by the  
26 governor to the first general assembly in session after the  
27 report is filed.

28 Sec. \_\_\_\_\_. NEW SECTION. **94.1 Definitions.>**

29 2. Page 1, after line 3 by inserting:

30 <01. "*Commissioner*" means the labor commissioner appointed  
31 pursuant to section 91.2.>

32 3. Page 1, line 12, after <body> by inserting <or placed on  
33 the employee's body in a manner that it cannot be removed>

34 4. Page 1, line 14, after <body> by inserting <or placed on  
35 the employee's body in a manner that it cannot be removed>

1     5. Page 1, line 17, after <body> by inserting <or placed on  
2 the employee's body in a manner that it cannot be removed>  
3     6. Page 1, after line 19 by inserting:  
4     <Sec. \_\_\_\_\_. NEW SECTION. **94.3 Penalty.**  
5     An employer who violates section 94.2 is subject to a civil  
6 penalty of one thousand dollars for each violation. Civil  
7 penalties recovered pursuant to this section shall be remitted  
8 by the commissioner to the treasurer of state for deposit in  
9 the general fund of the state.  
10    Sec. \_\_\_\_\_. NEW SECTION. **94.4 Rules.**  
11    The commissioner may adopt rules pursuant to chapter 17A to  
12 administer this chapter.>  
13    7. By renumbering as necessary.

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COMMITTEE ON LABOR AND BUSINESS RELATIONS  
ZACH WHITING, CHAIRPERSON